

PTO/RRM1 (08-03)

Approved for use through 07/31/2008. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	<input checked="" type="checkbox"/> Declaration Submitted With Initial Filing	OR	<input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)	Attorney Docket Number BP2431
				First Named Inventor Dr. Gottfried Ungerboeck
				COMPLETE IF KNOWN
				Application Number
				Filing Date
			Art Unit	Examiner Name

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Zero excess bandwidth modulation

(Title of the Invention)

the specification of which

☒ Is attached hereto

OR

☐ was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 305(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

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This collection of information is required by 35 U.S.C. 119 and 37 CFR 1.03. The information is required to obtain or retain a benefit by the priority which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 34399		OR <input checked="" type="checkbox"/> Correspondence address below	
Name Garlick Harrison & Markison LLP			
Address P.O. Box 160727			
City Austin		State Texas	ZIP 78716-0727
Country USA	Telephone (512) 825-1145	Fax (512) 394-0054	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Dr. Gottfried		Family Name or Surname Ungerboeck	
Inventor's Signature <i>Gottfried Ungerboeck</i>		Date Feb. 16, 2004	
Residence: City CH-8135 Langnau a.A.	State	Country Switzerland	Citizenship Austria
Mailing Address Eichstrasse 4			
City CH-8135 Langnau a.A.	State	ZIP CH-8135	Country Switzerland
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	ZIP	Country
<input type="checkbox"/> Additional inventors or a legal representative are being named on the supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			

Certificate Under 37 CFR 3.73(b)

Applicants: Dr. Gottfried Ungerboeck

Entitled: **ZERO EXCESS BANDWIDTH MODULATION**

Application No.

Filing Date:

Broadcom Corporation

(Name of Assignee)

a, California Corporation

(Type of Assignee)

states that it is :

1. ☒ the assignee of the entire right, title, and interest; or
 2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either :

- A. ☒ An Assignment for the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title for the inventor(s) of the patent application/patent identified above to the current assignee as shown below:

1. From _____ To: _____

The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.

2. From _____ To: _____

The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.

3. From _____ To: _____

The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

Date: 2-17-2004Name: Dee Henderson

Manager, Intellectual Property Portfolio

Title: _____

Signature: 

POWER OF ATTORNEY FROM ASSIGNEE

Broadcom Corporation, a California corporation having a principal place of business at 16215 Alton Parkway, Irvine, California 92618-7013, is assignee of the entire right, title and interest for the United States of America (as defined in 35 U.S.C. § 100), by reason of an Assignment to the Assignee executed on _____ of an invention known as

Zero excess bandwidth modulation (Attorney Docket No. BP2431)

which is disclosed and claimed in a patent application of the same title by the inventor(s)

Dr. Gottfried Ungerboeck

(said application filed on _____ at the U.S. Patent and Trademark Office, having Application Number _____).

The Assignee hereby appoints the U.S. attorneys/agents associated with Garlick, Harrison & Markison, LLP (USPTO CN 34399) to prosecute this application and any continuation, divisional, continuation-in-part, or reissue application thereof, and to transact all business in the United States Patent and Trademark Office connected therewith, such attorneys/agents currently being:

Bruce E. Garlick	Reg. No. 36,520
James A. Harrison	Reg. No. 40,401
Timothy W. Markison	Reg. No. 33,534
Shayne X. Short, Ph.D.	Reg. No. 45,105
William W. Kidd	Reg. No. 31,772
Robert A. McLauchlan III	Reg. No. 44,924

The Assignee hereby grants said attorneys/agents the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office.

Please send correspondence to: GARLICK HARRISON & MARKISON LLP
P.O. BOX 160727
AUSTIN, TEXAS 78716-0727.

Please direct phone calls to: Shayne X. Short, Ph.D. (512) 825-1145.

FOR: Broadcom Corporation

SIGNATURE: _____

BY: _____

Dee Henderson

Manager, Intellectual Property Portfolio

TITLE: _____

DATE: _____

2-17-2004